

Attorney, Robert T. Myers, for  
Plaintiff, Louise Herty

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX  
MARKETING SALES PRACTICES AND  
PRODUCT LIABILITY LITIGATION

MDL NO. 1699

District Judge: Charles R. Breyer

Louise Herty

Plaintiff

C 06-3264-CRB

-versus-

Pfizer, Inc.

Defendant

STIPULATION AND ORDER OF  
DISMISSAL WITHOUT PREJUDICE  
ONLY AS TO CASE NO. LAE206-910

Come now the Plaintiff and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action without prejudice with each side bearing its own attorneys' fees and costs.

Should Plaintiff or a representative of Plaintiff attempt to re-file claim against Defendants, they should do so only by re-filing in the United States District Court, Northern District of California, MDL 1699 In re Bextra and Celebrex Marketing and Sales Practices and Product Liability Litigation.

DATED: July 10 , 2006      YOUNG RICHAUD & MYERS

By:   
ROBERT T. MYERS  
Attorney for Plaintiff, Louise Herty

DATED: July 17 , 2006      GORDON & REES

By:   
STUART M. GORDON  
Attorneys for Defendants

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: July 18, 2006

